

01/10/01
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

**UTILITY
PATENT APPLICATION
TRANSMITTAL**
(Only for new nonprovisional applications under
37 C.F.R. 1.53(b))

10/01/01
PTO

| | |
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| Attorney Docket No. | 2079.1009-001 |
| First Named Inventor or Application Identifier | Wilhelm Amberg |
| Express Mail Label No. | EL552288263US |

Title of Invention Antineoplastic Peptides

| APPLICATION ELEMENTS | | ADDRESS TO: |
|--|--|--|
| See MPEP chapter 600 concerning utility patent application contents. | | Assistant Commissioner for Patents Box Patent Application Washington, D.C. 20231 |
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form <small>(Submit an original, and a duplicate for fee processing)</small> | | 6. <input type="checkbox"/> Microfiche Computer Program (<i>Appendix</i>) |
| 2. <input checked="" type="checkbox"/> Specification [Total Pages 58] <small>(preferred arrangement set forth below)</small> <ul style="list-style-type: none"> - Descriptive title of the invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to microfiche Appendix - Background of the Invention - Summary of the Invention - Brief Description of the Drawings - Detailed Description - Claim(s) - Abstract of the Disclosure | | 7. <input checked="" type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission <small>(if applicable, all necessary)</small> <ul style="list-style-type: none"> a. <input type="checkbox"/> Computer Readable Copy b. <input checked="" type="checkbox"/> Paper Copy (identical to computer copy) [3] Pages c. <input checked="" type="checkbox"/> Statement verifying identity of above copies |
| 3. <input type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets []] <small>[] Formal [] Informal</small> <small>[] Fig. of the Drawings for Publication []</small> | | 8. <input type="checkbox"/> Assignment Papers (cover sheet & documents) <input checked="" type="checkbox"/> Assignee - BASF Aktiengesellschaft Germany |
| 4. <input checked="" type="checkbox"/> Oath or Declaration/POA [Total Pages 10] <ul style="list-style-type: none"> a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 C.F.R. 1.63(d)) <small>(for continuation/divisional with Box 17 completed)</small> [NOTE Box 5 below] <ul style="list-style-type: none"> i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b). | | 9. <input type="checkbox"/> 37 C.F.R. 3.73(b) Statement <input type="checkbox"/> Power of Attorney <small>(when there is an assignee)</small> |
| 5. <input checked="" type="checkbox"/> Incorporation By Reference (<i>useable if Box 4b is checked</i>) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. | | 10. <input type="checkbox"/> English Translation Document (<i>if applicable</i>) |
| | | 11. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations |
| | | 12. <input type="checkbox"/> Preliminary Amendment |
| | | 13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small> |
| | | 14. <input type="checkbox"/> Small Entity <input type="checkbox"/> Statement filed in prior application, Statement(s) status still proper and desired |
| | | 15. <input type="checkbox"/> Certified Copy of Priority Document(s) <small>(if foreign priority is claimed)</small> |
| | | 16. <input type="checkbox"/> Nonpublication Request (<i>check parent application</i>) |
| | | 17. <input checked="" type="checkbox"/> Other: Request Under 37 CFR 1.821(e); Remarks Letter |

18. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: 09/097,184

Prior application information: Examiner: B. Celsa Group Art Unit: 1627

19. CORRESPONDENCE ADDRESS

| | | | | | |
|---------|---|-----------|----------------|----------|----------------|
| NAME | Carolyn S. Elmore | | | | |
| | HAMILTON, BROOK, SMITH & REYNOLDS, P.C. | | | | |
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| | | | |
|---------------------------------------|-------------------|-------------|--------|
| Signature | | Date | 1/9/01 |
| Submitted by Typed or Printed Name | Carolyn S. Elmore | Reg. Number | 37,567 |

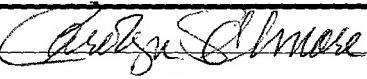
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

| | | |
|--|------------------------|----------------|
| FEE TRANSMITTAL FOR PATENT APPLICATIONS | Attorney Docket Number | 2079.1009-001 |
| | Application Number | |
| | First Named Inventor | Wilhelm Amberg |

CLAIM CALCULATION (includes any preliminary amendment)

| CLAIMS | (1) FOR | (2) NUMBER FILED | (3) NUMBER EXTRA | (4) RATE | (5) CALCULATIONS |
|--------|---|------------------|------------------|---|------------------|
| | TOTAL CLAIMS (37 CFR 1.16(c) or (i)) | 9 - 20* = | 0 | x \$ 18 = | \$ 0 |
| | INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i)) | 8 - 3** = | 5 | x \$ 80 = | \$ 400 |
| | MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d)) | | | + \$ 270 = | \$ |
| | | | | BASIC FEE (37 CFR 1.16(a) or (h)) | \$ 710 |
| | | | | Total of above Calculations = | \$ 1110 |
| | | | | Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) = | \$ |
| | | | | TOTAL = | \$ 1110 |
| | | | | Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) = | \$ |
| | | | | Petition for Extension of Time Fee (37 C.F.R. 1.17) = | \$ |
| | | | | Assignment Recordation Fee = (only when filed with application) | \$ |
| | * Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent | | | TOTAL = | \$ 1110 |

1. Small entity status:
 - a. A small entity statement is enclosed.
 - b. A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
 - c. Is no longer claimed.
2. A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.
3. A check is enclosed for \$1110.00 Please charge \$[] to Deposit Account No. 08-0380.
4. Other: _____

| | | | |
|---------------------------------------|---|-------------|--------|
| Signature |  | Date | 1/1/01 |
| Submitted by Typed or Printed Name | Carolyn S. Elmore | Reg. Number | 37,567 |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Wilhelm Amberg, Teresa Barlozzari, Harald Bernard, Ernst Buschmann, Andreas Haupt, Hans-Guenther Hege, Bernd Janssen, Andreas Kling, Helmut Lietz, Kurt Ritter, Martina Ullrich, Jürgen Weymann and Thomas Zierke

Continuation Application of

Application No.: 09/097,184
Filed: June 12, 1998

For: Antineoplastic Peptides



Date: 1-9-01

EXPRESS MAIL LABEL NO. EL552288263US

REMARKS

Box PATENT APPLICATION

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

The above-captioned application is a continuation of application number 09/097,184 filed on June 12, 1998 to which priority is claimed under 35 U.S.C. 120.

The specification has been revised to incorporate amendments filed in the parent application. The related applications paragraph has been revised to include the parent application. No new matter has been added.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 
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Dated: 1/9/01